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9 *Attorneys for Plaintiff Securities and Exchange Commission*

10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT OF NEVADA**

12
13 SECURITIES AND EXCHANGE
COMMISSION,

14 Plaintiff,

15 vs.

16 LIVE VENTURES INCORPORATED;
JANONE INC. (f/k/a Appliance Recycling
17 Centers of America, Inc.); JOHN ISAAC
a/k/a JON ISAAC; KINGSTON
18 DIVERSIFIED HOLDINGS LLC; and
VIRLAND A. JOHNSON,

19 Defendants.
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Case No. 2:21-cv-01433-JCM-MDC

**STIPULATION AND
ORDER TO EXTEND THE TIME TO
FILE AN OPPOSITION AND REPLY
TO MOTIONS FOR SUMMARY
JUDGMENT**

(First Request)

1 Pursuant to Local Rule IA 6-1, Plaintiff Securities and Exchange Commission (“SEC”),
2 Defendants Live Ventures Incorporated, John Isaac a/k/a Jon Isaac, and Virland Johnson
3 (“Defendants”), by and through their respective undersigned counsel of record, hereby file this
4 *Stipulation and Proposed Order to Extend the Time to File an Opposition and Reply to Motions*
5 *for Summary Judgment* (this “Stipulation”) and stipulate, agree, and request that the Court enter an
6 order extending the deadline for opposing, and replying in support of, the parties’ respective
7 motions for summary judgment by two weeks. Defendants’ motion for summary judgment was
8 filed on October 30, 2024. Dkt. No. 172. Currently, the SEC’s opposition is due on November 20,
9 2024, and Defendants’ reply is due on December 4, 2024. No hearing date has been set. The
10 SEC’s motion for partial summary judgment was served on October 30, 2024. Dkt. No. 173.¹
11 Currently, the Defendants’ opposition is due on November 20, 2024, and the SEC’s reply is due on
12 December 4, 2024. No hearing date has been set.

13 The parties seek more time to brief the motions for summary judgment for various reasons.
14 First, there are two other motions in this matter being briefed at this time (Dkt. Nos. 170 and 171).
15 Second, counsel for the SEC has a brief in another matter due on November 27. Finally, the
16 current schedule overlaps substantially with the Thanksgiving holiday.

17 The parties therefore propose that deadlines be continued as follows:

18 The SEC’s deadline to respond to Defendants’ motion for summary judgment be continued
19 to December 4, 2024, and the Defendants’ reply be continued to December 18, 2024.

20 Defendants’ deadline to respond to the SEC’s motion for partial summary judgment be
21 continued to December 4, 2024, and the SEC’s reply be continued to December 18, 2024.

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28 ¹ Due to an outage of the ECF system, the SEC’s partial motion for summary judgment was filed on
October 31, 2024. However, the SEC was able to serve counsel electronically on October 30, 2024.

Based on the foregoing Stipulation and good cause appearing, the Parties respectfully request that the Court enter an order adopting the Parties' amended proposed schedule for briefing the motions for summary judgment.

IT IS SO STIPULATED.

Dated this 14th day of November, 2024.

**SECURITIES AND EXCHANGE
COMMISSION**

/s/ Daniel Blau

Daniel Blau (Cal. Bar #305008)
Ruth Pinkel (Cal. Bar #164470)
Robert Stillwell (Cal. Bar # 308630)
444 S. Flower Street, Suite 900
Los Angeles, California 90071
*Attorneys for Plaintiff Securities and
Exchange Commission*

Dated this 14th day of November, 2024.

GREENBERG TRAURIG, LLP

/s/ Nicholas P. Peterson

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*Attorneys for Defendants John Isaac a/k/a Jon
Isaac, Live Ventures Incorporated, and
Virland Johnson*

IT IS SO ORDERED.


UNITED STATES DISTRICT JUDGE

DATED: _ November 15, 2024 _

PROOF OF SERVICE

I am over the age of 18 years and not a party to this action. My business address is:

U.S. SECURITIES AND EXCHANGE COMMISSION,
444 S. Flower Street, Suite 900, Los Angeles, California 90071
Telephone No. (323) 965-3998; Facsimile No. (213) 443-1904.

On November 14, 2024, I caused to be served the document entitled **STIPULATION AND PROPOSED ORDER TO EXTEND THE TIME TO FILE AN OPPOSITION AND REPLY TO MOTIONS FOR SUMMARY JUDGMENT** on all the parties to this action addressed as stated on the attached service list:

☐ **OFFICE MAIL:** By placing in sealed envelope(s), which I placed for collection and mailing today following ordinary business practices. I am readily familiar with this agency's practice for collection and processing of correspondence for mailing; such correspondence would be deposited with the U.S. Postal Service on the same day in the ordinary course of business.

☐ **PERSONAL DEPOSIT IN MAIL:** By placing in sealed envelope(s), which I personally deposited with the U.S. Postal Service. Each such envelope was deposited with the U.S. Postal Service at Los Angeles, California, with first class postage thereon fully prepaid.

☐ **EXPRESS U.S. MAIL:** Each such envelope was deposited in a facility regularly maintained at the U.S. Postal Service for receipt of Express Mail at Los Angeles, California, with Express Mail postage paid.

☐ **HAND DELIVERY:** I caused to be hand delivered each such envelope to the office of the addressee as stated on the attached service list.

☐ **UNITED PARCEL SERVICE:** By placing in sealed envelope(s) designated by United Parcel Service ("UPS") with delivery fees paid or provided for, which I deposited in a facility regularly maintained by UPS or delivered to a UPS courier, at Los Angeles, California.

☒ **ELECTRONIC MAIL:** By transmitting the document by electronic mail to the electronic mail address as stated on the attached service list.

☐ **E-FILING:** By causing the document to be electronically filed via the Court's CM/ECF system, which effects electronic service on counsel who are registered with the CM/ECF system.

☐ **FAX:** By transmitting the document by facsimile transmission. The transmission was reported as complete and without error.

I declare under penalty of perjury that the foregoing is true and correct.

Date: November 14, 2024

/s/ Daniel O. Blau
Daniel O. Blau

SEC v. Live Ventures Incorporated, et al.
United States District Court – District of Nevada
Case No. 2:21-cv-01433-JCM-MDC

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